

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

DOMINIC OLIVEIRA,

Plaintiff,

v.

NEW PRIME, INC.,

Defendant.

Case No. 1:15-cv-10603-PBS

**DEFENDANT NEW PRIME, INC.'S ASSENTED-TO MOTION TO STAY**

On Monday, February 26, 2018, the Supreme Court of the United States granted Defendant New Prime, Inc.'s ("New Prime") petition for a writ of certiorari. In light of this development, New Prime, respectfully moves to stay all district court proceedings in the above-captioned action until after the Supreme Court has issued a final decision in this case and the appeal is fully resolved. As this Court previously stated, "if the Supreme Court takes the case, [this Court] will then at that point stay discovery." Dkt. 119-1, at 4:6-8. Accordingly, good cause exists to grant a stay.

Counsel for New Prime conferred with Oliveira's counsel regarding this request for relief, and Oliveira has assented.

Dated: February 26, 2018

Respectfully submitted,

NEW PRIME, INC.,

By its attorneys,

/s/ Joshua S. Lipshutz

Jason C. Schwartz\*

(VA #43635; DC #465837;

MD #201006080003)

jschwartz@gibsondunn.com

Joshua S. Lipshutz (BBO #675305)

jlipshutz@gibsondunn.com

Amanda C. Machin\*

(DC #1008932; VA #82364)

amachin@gibsondunn.com

Stephanie E. Pearl (BBO #693941)

GIBSON, DUNN & CRUTCHER LLP

1050 Connecticut Avenue, N.W.

Washington, D.C. 20036

(202) 955-8500

Theodore J. Boutrous, Jr.\*

(CA #132099; DC #420440; NY

#518550)

tboutrous@gibsondunn.com

GIBSON, DUNN & CRUTCHER LLP

333 South Grand Avenue

Los Angeles, CA 90071

(213) 229-7000

\*Admitted pro hac vice